

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

RAYMOND BROWN, :
Plaintiff, :
: :
v. : : CIVIL ACTION NO. 22-2499
: :
DENIS P. COHEN, *et al.*, :
Defendants. : :

ORDER

AND NOW, this 6th day of October 2022, upon consideration of Raymond Brown's Motion to Proceed *In Forma Pauperis* [Doc. No. 1], his *pro se* Amended Complaint [Doc. No. 4], and his Emergency Motion for Preliminary Injunction [Doc. No. 5], it is hereby

ORDERED that:

1. Leave to proceed *in forma pauperis* is **GRANTED** pursuant to 28 U.S.C. § 1915.
2. The Amended Complaint is deemed **FILED**.
3. The Clerk of Court is directed to **TERMINATE** Helen Fitzpatrick as a Defendant.
4. Brown's Amended Complaint is **DISMISSED without prejudice**, pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii), as barred by *Heck v. Humphrey*, 512 U.S. 477 (1994). The dismissal is without prejudice to Brown filing a new § 1983 action, but he may do so only in the event that his underlying convictions are reversed, vacated, or otherwise invalidated.
5. Brown's Emergency Motion for Preliminary Injunction is **DENIED**.

6. The Clerk of Court shall **CLOSE** this case.

It is so **ORDERED**.

BY THE COURT:

/s/ Cynthia M. Rufe

CYNTHIA M. RUGE, J.